IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE EIGHTEENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 25353 of 2004

Between:

1 Vundurthi Pedda Pitchaiah S/o.V.Laxmaiah,

aged 60 years, Occ: Agriculture,
Pothavaram (V), Tadepalligudem (M),
West Godavari Dist.
2 Vundurthi Chinna Pitchaiah S/o.V.Laxmaiah,

aged 54 years, Occ: Agriculture,
Pothavaram (V), Tadepalligudem (M),
West Godavari Dist.

..... PETITIONERS

AND

The Mandal Revenue Officer Tadepalligudem,

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ or direction preferably writ of mandamus declaring the inaction of the respondent in taking appropriate action to conduct survey and demarcation of the 1st petitioners land to an extent of Ac.0-53 cents in Sy.No.417/8A and land of the 2nd petitioner to an extent of Ac.0-41 cents in Sy.No.417/8A and to an extent of Ac.0-11 cents in Sy.No.420/5 situated at Pothavaram(V) Tadepalligudem (M) West Godavari Dist,. despite representations dt 25-9-2004 as illegal, arbitrary, and violative of principles of natural justice and consequently direct the respondent to conduct survey and demarcate the land of the petitioners as per their representations dt 25-9-2004 and pass such other or further orders .

Counsel for the Petitioners: MR.KOWTURU VINAYA KUMAR

Counsel for the Respondent: GP FOR REVENUE

The Court made the following:

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ORDER:

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The petitioners seek a writ of mandamus, declaring the inaction on the part of the respondent in conducting survey and demarcation of land of petitioners situated in Sy.No.417/8A and 420/5 of Pothavaram village, Tadepalligudem Mandalam of West Godavari District, as illegal and arbitrary.

According to the petitioners, the Government assigned land to them in Sy.Nos.417/8A and 420/5 of Pothavaram village. They contend that though pattas were issued, the entire extent of the land was not in their possession due to lack of proper demarcation. They made a representation to the respondent on 25.09.2004, requesting him to conduct survey and demarcate the land assigned to them, but so far no action has been taken. Hence the writ petition.

Heard the learned counsel for the petitioners and the learned Government Pleader for revenue, and with their consent, the writ petition itself is disposed of at the stage of admission.

Since the representation of the petitioners dated 25.09.2004 is pending consideration before the respondent, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with a direction to the respondent to consider the same and take appropriate action thereon in accordance with law expeditiously.

With the above direction, the Writ Petition is disposed of at the stage of admission. No costs.

dsr/nsr

ASSISTANT REGISTRAR

To:

1. The Mandal Revenue Officer,

Tadepalligudem, West Godavari District

2. Two CCs to the Government Pleader

for revenue, High Court Buildings,

Hyderabad (OUT)

3. Two CD copies